

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

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4 ALLSTATE LIFE INSURANCE
5 COMPANY,

6 Plaintiff,

7 v.

8 ALCIBIADES MATOS, et al.,

9 Defendants.
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Case No. 2:16-cv-02590-APG-VCF

**ORDER ACCEPTING REPORT AND
RECOMMENDATION, GRANTING
STIPULATION, AND DENYING AS
MOOT MOTION FOR ATTORNEY'S
FEES**

(ECF Nos. 53, 81, 82)

11 In light of a stipulation entered into between the parties, Magistrate Judge Ferenbach
12 entered an order and report and recommendation in this interpleader action. ECF Nos. 81, 82.
13 Judge Ferenbach directed plaintiff Allstate Life Insurance Company to deposit the disputed funds
14 with the court and ordered the parties to file a proposed scheduling order if they could not agree
15 on disbursement of those funds. ECF No. 82. Judge Ferenbach also recommended that upon
16 deposit of the funds, Allstate be fully and finally discharged from this action with prejudice and
17 the defendants be permanently enjoined from bringing any claim against Allstate based on life
18 insurance policy 700 245 932. Allstate has deposited the funds. ECF No. 83.

19 No party objected to Judge Ferenbach's report and recommendation because the parties
20 had reached a stipulation to this effect. ECF No. 81. I therefore accept Magistrate Judge
21 Ferenbach's report and recommendation, grant the parties' stipulation, and deny Allstate's motion
22 for attorney's fees as moot.

23 IT IS THEREFORE ORDERED that Magistrate Judge Ferenbach's report and
24 recommendation **(ECF No. 82) is accepted.**

25 IT IS FURTHER ORDERED that the parties' stipulation **(ECF No. 81) is GRANTED.**

26 IT IS FURTHER ORDERED that plaintiff Allstate Life Insurance Company is discharged
27 from this action with prejudice.
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1 IT IS FURTHER ORDERED that the defendants in this action are permanently enjoined
2 from bringing any claim against plaintiff Allstate Life Insurance Company based on the life
3 insurance policy at issue in this case, policy number 700 245 932.

4 IT IS FURTHER ORDERED that plaintiff Allstate Life Insurance Company's motion for
5 attorney's fees (**ECF No. 53**) is **DENIED as moot**.

6 DATED this 28th day of September, 2017.

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9 ANDREW P. GORDON
10 UNITED STATES DISTRICT JUDGE
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